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**STATE OF IOWA**

**House Journal**

**TUESDAY, FEBRUARY 22, 2005**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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## JOURNAL OF THE HOUSE

Forty-fourth Calendar Day - Thirtieth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Tuesday, February 22, 2005

The House met pursuant to adjournment at 8:52 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Dennis St. Lawrence, pastor of Grace Baptist Church, Chariton. He was the guest of Representative Rich Arnold from Lucas County.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Monday, February 21, 2005 was approved.

### INTRODUCTION OF BILLS

[House File 369](#), by committee on economic growth, a bill for an act relating to small business development centers and making an appropriation.

Read first time and referred to committee on **appropriations**.

[House File 370](#), by committee on commerce, regulation and labor, a bill for an act allowing the Iowa finance authority to issue qualified residential rental project bonds under the private activity bond allocation Act.

Read first time and placed on the **calendar**.

[House File 371](#), by committee on commerce, regulation and labor, a bill for an act relating to negotiable instruments, by providing for liabilities among certain parties, and providing a statute of limitations.

Read first time and placed on the **calendar**.

[House File 372](#), by committee on state government, a bill for an act relating to meetings of governmental bodies.

Read first time and placed on the **calendar**.

[House File 373](#), by committee on commerce, regulation and labor, a bill for an act relating to equipment dealerships, by providing for the sale or transfer of a dealership and providing for the Act's applicability.

Read first time and placed on the **calendar**.

[House File 374](#), by committee on state government, a bill for an act relating to veterans by providing for the compensation of members of a county commission of veteran affairs, providing for the issuance of combined hunting and fishing licenses to certain veterans, concerning funds in an account for a state veterans cemetery, and providing an effective date.

Read first time and placed on the **calendar**.

[House File 375](#), by committee on commerce, regulation and labor, a bill for an act relating to the duties imposed on a real estate broker by a brokerage agreement.

Read first time and placed on the **calendar**.

[House File 376](#), by Lukan, a bill for an act relating to the limitations regarding family planning grant funds and recipients of such funds.

Read first time and referred to committee on **human resources**.

[House File 377](#), by Eichhorn, a bill for an act restricting sales of Iowa prison industries products to Iowans.

Read first time and referred to committee on **judiciary**.

[House File 378](#), by Alons, a bill for an act exempting establishments which prepare products derived from livestock or poultry from inspection requirements when the establishments

donate the products to charitable organizations, and making penalties applicable.

Read first time and referred to committee on **agriculture**.

**House File 379**, by Foege, a bill for an act relating to the assessment of a brain injury surcharge, creating a brain injury surcharge fund, and making appropriations to the fund.

Read first time and referred to committee on **judiciary**.

**House File 380**, by Lukan, a bill for an act relating to establishing the unborn child pain awareness and prevention Act and providing penalties.

Read first time and referred to committee on **human resources**.

**House File 381**, by De Boef, a bill for an act providing for the inclusion of leasing a building as an authorized use of physical plant and equipment levy revenue, and including an applicability provision.

Read first time and referred to committee on **education**.

**House File 382**, by Foege, a bill for an act requiring school districts to adopt and annually review policies prohibiting bullying and harassment.

Read first time and referred to committee on **education**.

**House File 383**, by Reichert, a bill for an act relating to the sale of wild turkey bones and providing penalties.

Read first time and referred to committee on **natural resources**.

#### SPECIAL PRESENTATION

Raecker of Polk introduced to the House the former Lieutenant Governor Bob Anderson.

The House rose and expressed its welcome.

**CERTIFICATES OF RECOGNITION**

**MR. SPEAKER:** The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

**MARGARET A. THOMSON**  
Chief Clerk of the House

2005\488	Letty Reisetter, Radcliffe – For celebrating her 80 <sup>th</sup> birthday.
2005\489	Mr. and Mrs. Claude Vokoun, LeGrand – For celebrating their 60 <sup>th</sup> wedding anniversary.
2005\490	Margaret Vander Wilt, Orange City – For celebrating her 100 <sup>th</sup> birthday.
2005\491	Dorothy Draayer, Orange City – For celebrating her 80 <sup>th</sup> birthday.
2005\492	Colleen Foster, Mason City – For celebrating her 80 <sup>th</sup> birthday.
2005\493	Elmer Fritz, Mason City – For celebrating his 90 <sup>th</sup> birthday.
2005\494	Arthur and Vivian Carberry, Mason City – For celebrating their 60 <sup>th</sup> wedding anniversary.
2005\495	Arlene Foutch, Mason City – For celebrating her 80 <sup>th</sup> birthday.
2005\496	Arlene Seehawer, Mason City – For celebrating her 80 <sup>th</sup> birthday.
2005\497	Morgan Kemper, Central Lee High School – For being selected for the Student Ambassador Program.
2005\498	Chris Carle, Central Lee High School – For being selected for the Student Ambassador Program.
2005\499	Hannah Pauly, Fort Madison High School – For being selected for the Student Ambassador Program.

**SUBCOMMITTEE ASSIGNMENTS****[House File 250](#)**

Transportation: Rayhons, Chair; Jones and Whitaker.

**[House File 255](#)**

Transportation: Jones, Chair; Lykam and Rasmussen.

**House File 263**

Transportation: Rasmussen, Chair; Cohoon and Jones.

**House File 316**

Education: Chambers, Chair; Kaufmann and Mascher.

**House File 319**

Education: Carroll, Chair; Dolecheck and Mascher.

**House File 329**

Transportation: Rayhons, Chair; Bukta and Rasmussen.

**House File 331**

Transportation: Rayhons, Chair; Bukta and Schickel.

**House File 341**

Local Government: Arnold, Chair; Huser and Rasmussen.

**House File 347**

Environmental Protection: Greiner, Chair; Heddens and S. Olson.

**House File 354**

Environmental Protection: De Boef, Chair; Horbach and Shoultz.

**House File 359**

Judiciary: Tymeson, Chair; Heaton and Lensing.

**House File 361**

Judiciary: Tymeson, Chair; Berry and Boal.

**House File 362**

Local Government: Watts, Chair; Boal and Pettengill.

**House File 383**

Natural Resources: Rasmussen, Chair; Reichert and Van Engelenhoven.

## HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 180](#)

Environmental Protection: Watts, Chair; Anderson and Wessel-Kroeschell.

[House Study Bill 187](#)

Commerce, Regulation and Labor: Struyk, Chair; Horbach and T. Taylor.

[House Study Bill 188](#)

Commerce, Regulation and Labor: Sands, Chair; Kressig and Tomenga.

[House Study Bill 189](#)

Ways and Means: Kurtenbach, Chair; Reasoner and Struyk.

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 193](#) **Human Resources**

Relating to mental health, mental retardation, developmental disabilities, and brain injury services and the services fund administered by counties by revising levy provisions applicable to that fund, providing for county administration of services on behalf of the state, and providing for development of assessment processes, and including an effective and applicability date.

**H.S.B 194 Human Resources**

Relating to governmental services involving audit reports and the family investment program.

[H.S.B. 195](#) **Judiciary**

Limiting the liability of manufacturers, distributors, and sellers of food or nonalcoholic beverages.

[H.S.B. 196](#) **Judiciary**

Relating to the procedures and duties of the judicial branch, making an appropriation to the enhanced court collections fund, and providing for fees.

**H.S.B. 197 Judiciary**

Relating to administrative modification of a child support order.

**H.S.B. 198 Judiciary**

Relating to the appointment of a judicial officer, a clerk of the district court, or a chief juvenile court officer.

**H.S.B. 199 Judiciary**

Relating to workers' compensation insurance coverage information.

**H.S.B. 200 Judiciary**

Creating an alternative dispute resolution process in residential construction defect cases and providing a penalty.

**COMMITTEE RECOMMENDATIONS**

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON  
Chief Clerk of the House

**COMMITTEE ON APPROPRIATIONS**

**Senate File 75**, a bill for an act allocating funding appropriated to assist individuals assigned to active duty military service and providing effective and applicability date provisions.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2005.

**COMMITTEE ON COMMERCE, REGULATION AND LABOR**

**Senate File 74**, a bill for an act relating to financial institutions, by prohibiting the deceptive use of name, and providing remedies and penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-1030** February 17, 2005.



## COMMITTEE ON ECONOMIC GROWTH

**Committee Bill** (Formerly [House File 185](#)), relating to small business development centers and making an appropriation.

Fiscal Note is not required.

Recommended **Do Pass** February 17, 2005.

**Pursuant to Rule 31.7, [House File 369](#) was referred to the committee on appropriations.**

## COMMITTEE ON EDUCATION

**Committee Bill** (Formerly [House File 129](#)), relating to participation in secondary school interscholastic sports at the varsity and inferior levels.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2005.

**Committee Bill** (Formerly [House File 146](#)), adding an exemption for colleges and universities established by city ordinance to the requirements relating to the registration of postsecondary schools.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2005.

## COMMITTEE ON ENVIRONMENTAL PROTECTION

**Committee Bill** (Formerly [House File 170](#)), relating to the disposal of solid waste by planning areas and related solid waste management plans and reports.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2005.

## COMMITTEE ON NATURAL RESOURCES

**Committee Bill** (Formerly [House File 180](#)), relating to free resident landowner deer and turkey hunting licenses.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2005.

## COMMITTEE ON WAYS AND MEANS

**Committee Bill** (Formerly [House File 25](#)), providing for an individual income tax deduction for contributions made to a qualified tuition program established by certain educational institutions and including effective and retroactive applicability date provisions.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2005.

## RESOLUTION FILED

[HR 13](#), by Ford, a resolution relating to support of increased funding for research and public health programs.

Laid over under **Rule 25**.

## AMENDMENTS FILED

<a href="#">H-1030</a>	<a href="#">S.F. 74</a>	Committee on Commerce, Regulation and Labor
<a href="#">H-1031</a>	<a href="#">S.F. 74</a>	Sands of Louisa

On motion by Gipp of Winneshiek the House adjourned at 9:02 a.m., until 8:45 a.m., Wednesday, February 23, 2005.